
 STATUTORY INSTRUMENTS

1985 No. 2020

CUSTOMS AND EXCISE

The Customs Duties (ECSC) (No. 2) (Amendment) Order 1985

<i>Made - - - -</i>	19th December 1985
<i>Laid before the House of Commons</i>	20th December 1985
<i>Coming into Operation</i>	1st January 1986

The Treasury by virtue of the powers conferred on them by section 5(1) and (3) of, and paragraph 4 of Schedule 2 to, the European Communities Act 1972 (a) and of all other powers enabling them in that behalf, on the recommendation of the Secretary of State, hereby make the following Order:—

1.—(1) This Order may be cited as the Customs Duties (ECSC) (No. 2) (Amendment) Order 1985 and shall come into operation on 1st January 1986.

2. The Customs Duties (ECSC) (No. 2) Order 1985 (b) shall be amended as follows:—

(a) in Article 2, the reference to the CCT Schedule shall be a reference to the CCT Schedule annexed to Council Regulation (EEC) No. 950/68 (c) as last amended by Council Regulation (EEC) No. 3331/85 (d);

(b) in Article 4(2), the words “or Spain” shall be inserted after the words “member State”;

(c) after Article 4(2) there shall be added the following paragraphs:

“(3) For the purposes of paragraph (1) above neither Spain nor Portugal shall be treated as a member State before 1st March 1986.

“(4) The duties charged under paragraph (1) above in respect of goods originating in Spain shall only apply from 1st January until 28th February 1986.”; and

(d) From 1st March 1986—

(i) “Portugal” shall be deleted from Part I of Schedule 1; and

(ii) the entries relating to Portugal shall be deleted from Schedule 2.

*Donald Thompson,
Tim Sainsbury,*

Two of the Lords Commissioners of
Her Majesty’s Treasury.

19th December 1985.

(a) 1972 c.68; section 1(2) was amended by the European Communities (Spanish and Portuguese Accession) Act 1985 (c.75) and section 5(3) and Schedule 2 by the Customs and Excise Duties (General Reliefs) Act 1979 (c.3), Schedule 2, paragraph 3.

(b) S.I. 1985/1630.

(c) OJ No. L172, 22.7.1968, p.1, OJ/SE 1968 (1) p.275.

(d) OJ No. L331, 9.12.1985, p.1.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Customs Duties (ECSC) (No. 2) Order 1985 (the principal Order). It updates the reference to the CCT Schedule, by reference to which rates of customs duty are charged under the unified ECSC tariff on certain ECSC products imported into the United Kingdom. The tariff has been amended with effect from 1st January 1986 to take account of the reductions in customs duties to be made by member States of the ECSC under the Geneva (1979) Protocol to the General Agreement on Tariffs and Trade (Cmnd 7668) during 1986.

The Order also takes into account the accession on 1st January 1986 of Spain and Portugal to the European Coal and Steel Community. The conditions of accession and the adjustments to the Treaty establishing that Community are set out in the Act attached to the Decision of the Council of the European Communities of 11th June 1985 on the accession of Spain and Portugal to that Community. The Decision is included in European Communities No. 28 (1985) (Cmnd. 9635). Under the conditions of accession the present customs duties regime continues for the first two months of 1986 to apply to trade between the Community as constituted at the date of making of this Order and Spain and Portugal respectively. No duties are at present charged on goods originating in Portugal by virtue of Article 6(1) of the principal Order. References to Portugal are deleted from Schedules 1 and 2 from 1st March 1986 as the exemption from customs duty will flow from the fact that no duty is chargeable under Article 4(1) of the principal Order on goods imported from member States.